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ADVICE AS TO APPELLATE RIGHTS

For use of this form, see AR 27-10, the proponent agency is TJAG

NOTE: *This form may be used to serve the Army Court of Military Review (ACMR) decision by mail or as a guide to inform the accused of his rights when serving him personally.*

TO: (Name and Address of Accused)**FROM:** (Include Unit and Installation)

1. In the attached decision, dated the _____ day of _____, 19_____, the United States Army Court of Military Review (ACMR) in the _____ court-martial case of _____

(Name of Accused)

(SSN)

(AMCR Docket No.)

, (affirmed the findings of guilty and the sentence) (affirmed the findings of guilty and only so much of the sentence as provides for _____)

(_____ (Partial affirmation of the findings of guilty and/or sentence)

2. You, _____, are hereby advised as follows:

(Name and Rank of Accused)

a. You may petition the United States Court of Military Appeals with respect to any matter of law within sixty (60) days from the time you receive the decision of the United States Army Court of Military Review or the envelope containing the decision was postmarked, whichever is earlier.

b. In connection with the preparation of the petition (the necessary forms are attached for your use) and representation before the United States Court of Military Appeals, you have the right either to have a civilian lawyer provided at no expense to the United States, a detailed military lawyer, or both a civilian lawyer and detailed military lawyer.

c. If you do not desire to petition the United States Court of Military Appeals, action will be taken to finalize your conviction and the sentence within sixty (60) days from the time you receive the decision of the United States Army Court of Military Review or the envelope containing the decision is postmarked, whichever is earlier. Should you wish to finalize the findings of guilty as affirmed by the United States Army Court of Military Review before such time, you may submit a "Request for Final Action," DA Form 4919-R.

d. To assist you in making your determination of whether to petition the United States Court of Military Appeals or whether to submit a "Request for Final Action", you may contact your appellate defense counsel who represented you before the United States Court of Military Review. If you have difficulty contacting your appellate defense counsel, you may get help by calling the Army Defense Appellate Division collect at (202) 756-2277 or by contacting the Army Trial Defense Service office located at:

(Address)

(Telephone Number)

e. In order to protect your rights you should take the following action:

(1) Contact your appellate defense counsel as soon as possible for advice.

(2) If you wish to petition the United States Court of Military Appeals, complete all the forms entitled, "Petition for Grant of Review," DA Form 4918-R. Sign all the forms, and mail or deliver the forms to the United States Court of Military Appeals, 450 E Street, NW, Washington, DC 20442, prior to the lapse of the sixty (60) day period mentioned above.

(3) You may use the inclosed, properly addressed envelope, which require no postage, for mailing the "Petition for Grant of Review" forms to the United States Court of Military Appeals.

LIST OF INCLOSURES (Inclosures should include: 1) Decision ACMR (one); 2) DA Form 4918-R, Petition for Grant of Review (five); and 3) Envelope (USCMA).)

TYPED NAME & GRADE OF SJA REPRESENTATIVE OR
DESIGNEE

SIGNATURE

DATE